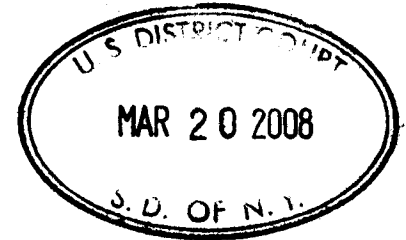


A CERTIFIED TRUE COPY

MAR 17 2008

ATTEST *[Signature]*
FOR THE JUDICIAL PANEL ON
MULTIDISTRICT LITIGATIONUNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

FEB 28 2008

FILED
CLERK'S OFFICE**IN RE: PEPSICO, INC., BOTTLED WATER MARKETING
AND SALES PRACTICES LITIGATION**Amanda Litschke v. PepsiCo, Inc., et al.,
E.D. California, C.A. No. 2:07-2100

MDL No. 1903

7: 08 cv 2914 (CLB)

CONDITIONAL TRANSFER ORDER (CTO-1)

On February 14, 2008, the Panel transferred two civil actions to the United States District Court for the Southern District of New York for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* ___ F.Supp.2d ___ (J.P.M.L. 2008). With the consent of that court, all such actions have been assigned to the Honorable Charles L. Brieant.

It appears that the action on this conditional transfer order involves questions of fact that are common to the actions previously transferred to the Southern District of New York and assigned to Judge Brieant.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), this action is transferred under 28 U.S.C. § 1407 to the Southern District of New York for the reasons stated in the order of February 14, 2008, and, with the consent of that court, assigned to the Honorable Charles L. Brieant.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of New York. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

 A handwritten signature in black ink, appearing to read "Jeffery N. Lüthi".

Jeffery N. Lüthi
Clerk of the Panel

Inasmuch as no objection is
pending at this time, the
stay is lifted.

MAR 17 2008

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

**IN RE: PEPSICO, INC., BOTTLED WATER MARKETING
AND SALES PRACTICES LITIGATION**

MDL No. 1903

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